

STATE BOARD OF FINANCIAL INSTITUTIONS
MINUTES
May 2, 2012
Columbia, South Carolina

Upon proper call and due notice to all of its members and after having given required public notice, the State Board of Financial Institutions assembled in a meeting this the 2nd day of May 2012, with Chairman Curtis M. Loftis, Jr. presiding. Members present were: Messrs. Anderson, Apple, Conley, Hart, Hassell, Saunders, Williams and Ms. Marcum. Mr. Foster was absent. In attendance were Commissioner Louie Jacobs, Interim Commissioner Jim Copeland, Ms. Gayle Fletcher, Assistant Commissioner, Ms. Kathy Bickham, Assistant Commissioner of Banking, Ms. Amy Wright, Secretary to the Board, Ms. Clarissa Adams, Deputy State Treasurer, State Treasurer's Office, and Ms. Karen Wicker, Senior Assistant State Treasurer for Administration for State Treasurer's Office.

Chairman Loftis recognized visitor Mr. Charles Knight from Consumer Affairs.

On motion of Mr. Anderson, duly seconded by Mr. Conley and unanimously carried, the Board approved minutes from the April 4, 2012 meeting.

On motion of Mr. Williams, duly seconded by Mr. Hassell and unanimously carried, the Board accepted the Notice Agenda Items (Blue Agenda) as follows:

Consumer Finance Division

The following Supervised Consumer Finance Licensees have advised of change of address as follows: (a) OneMain Financial, Inc. from 630 Skylark Drive to 1975 Magwood Drive, Suite U, Charleston; (b) Quick Credit Corporation from 190 West Evans Street to 1561 West Palmetto Street, Florence; (c) World Finance Corporation of South Carolina dba Colonial Finance Corporation from 2000 McMillan Avenue, Suite N to 5900 Rivers Avenue, Unit J, North Charleston; (d) Community Finance Co. of SC, LLC from 1670 F, Highway 17 North to 1670 Highway 17 North, Unit E, Little River; (e) 1st Franklin Financial Corporation from 1143 York Street Northeast, Suite B to 161 South Aiken Lane, Suite 470, Aiken; (f) AutoMoney, Inc. from 1546 North Main Street to 1714 North Main Street, Summerville; (g) Community Credit of Greenville, LLC from 7750 Warren H. Abernathy Highway, Suite A-1 to 104 Garner Road, Suite C, Spartanburg; (h) Cashwell Financial of SC, LLC dba Cashwell from 1809 Wilson Road to 2855 Main Street, Newberry.

Notification has been received that the following Supervised Consumer Finance License has been voluntarily surrendered for cancellation:

1. Residential Credit Solutions, Inc. 350 South Grand Avenue, 47th Floor, Los Angeles.
2. Everett Financial, Inc. dba Supreme Lending, 3463 Blake Street, Suite 250, Denver.
3. United Credit, Inc., 1735 Sandifer Boulevard, Highway 123 West, Seneca.

EXAMINING DIVISION

None.

SUBCOMMITTEE CHAIR UPDATE

Mr. Conley stated that the Budget subcommittee has reviewed information on the current 2012 budget as well as the FY13 estimated budget. Information was passed out on projected FY13 revenues and expenditures. The House proposed a reduced authorization to the budget of \$293,200; however the Senate had not adopted the House recommendation at this time.

As a point of clarification, Ms. Adams presented a letter distributed to the Board by Chairman Loftis. At the December 14, 2011 Board meeting, the Board approved staffing requests based on anticipated personnel needs through 2013; a total of 19 staff for each division. The minutes however, referenced an organizational chart identifying all positions (positions not funded through 2013).

A new organizational chart dated March 28, 2012 was presented to the Board outlining filled positions. The Commission approved all filled positions and clarified that any positions above the approved staff level must be presented to the board for review and confirmation.

Discussion on reclassification and the possibility of hiring new staff (turnover within the approved staffing level) for audit purposes took place and concluded with the understanding that the Commissioners of each division was trusted to make those decisions themselves. Ms. Adams stated that she will assist on any reclassifications and promotions as needed and thanked the Board for the point of clarification confirming any new positions beyond the FY2013 level must be approved by the Board.

Ms. Wicker received a memo from Senator Leatherman concerning an Agency Salary Head Study being conducted. Information that was required has been submitted and interviews will be set up for each Commissioner the week of May 21st. The Chairman plans to attend interviews and if any other Board member has an interest in attending to please let Ms. Wicker know. Agency Head Evaluations are due August 15th.

Ms. Marcum reported on behalf of the Legislative and Legal Subcommittee on S.B. 1319 – Title Insurance bill was adopted, read third time and sent to House and referred to House LCI. H.B. 4678 – Rep. Nanney's Mortgage Satisfaction "Cleanup Bill" remains on contested calendar.

There was no report from the Policy and Planning Subcommittee.

REGULAR SESSION

Consumer Finance Division

On motion of Mr. Conley duly seconded by Mr. Anderson and unanimously carried, the Board approved the requests for Supervised Consumer Finance Licenses for In-State as follows:

1. Request of AutoMoney, Inc. dba AutoMoney, Inc. of Lancaster for a Supervised Consumer Finance License to operate at 1004 North Main Street, Lancaster, South Carolina 29720. **(#active 32)**
2. Request of AutoMoney, Inc. dba AutoMoney, Inc. of Summerville #2 for a Supervised Consumer Finance License to operate at 705 North Main Street, Summerville, South Carolina 29483. **(#active 32)**
3. Request of Checks America Payday Advances, Inc. dba 1st Capital Finance for a Supervised Consumer Finance License to operate at 1729 Highway 17 North, Little River, South Carolina 29566. **(#active 5)**
4. Request of Kristin G. DuBose dba Gold Valley Title Loans for a Supervised Consumer Finance License to operate at 625 South Irby Street, Florence, South Carolina 29501. **(New)**
5. Request of Republic Finance, LLC dba Republic Finance for a Supervised Consumer Finance License to operate at 201 West Wade Hampton Boulevard, Unit H, Greer, South Carolina 29650. **(#active 19)**
6. Request of Santander Consumer USA, Inc. for a Supervised Consumer Finance License to operate at 605 Munn Road, Third Floor, Fort Mill, South Carolina 29716. **(active #2)**

On motion of Mr. Anderson duly seconded by Mr. Hart and unanimously carried, the Board approved the requests for Supervised Consumer Finance Licenses for Out-of-State as follows:

7. Request of Santander Consumer USA, Inc. for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at 12300 East Arapahoe Road, Centennial, Colorado 80112. **(active #2)**
8. Request of Santander Consumer USA, Inc. for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at 2701 Highpoint Oaks Drive, Suite 210, Lewisville, Texas 75067. **(active #2)**

9. Request of ZestCash, Inc. for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at 6636 Hollywood Boulevard, Los Angeles, CA 90028. **(New)**
10. Request of ZestCash, Inc. for a Supervised Consumer Finance License to perform certain lending operations in South Carolina from its location at www.zestcash.com. **(New)**

On motion of Mr. Williams duly seconded by Mr. Hassell and unanimously carried, the Board approved the request for Check Cashing Level II Services as follows:

11. Request of Sun America, Inc. dba Park Grocery and Beauty for a license to provide check cashing Level II services at 732 East Main Street, Rock Hill, South Carolina 29730 **(New)**
12. Request of W. E. Willis Package Store, Inc. for a license to provide check cashing Level II services at 17 Hawkins Road, Travelers Rest, South Carolina 29690 **(New)**

Other Business

13. On motion of Mr. Conley duly seconded by Mr. Anderson and unanimously carried, the Board approved the request to present report, prepared by Veritec Solutions, LLC, to Senate Banking and Insurance Committee and the House of Representatives Labor, Commerce and Industry Committee, as required by 34-39- 290 of South Carolina Code of Laws.

Examining Division

14. On motion of Mr. Anderson duly seconded by Mr. Conley and unanimously carried, the Board approved the request of First Citizens Bank and Trust Company, Inc., Columbia, to close its branch at 800 East North Street, Greenville.
15. This item was withdrawn.

EXECUTIVE SESSION

On motion of Mr. Conley duly seconded by Mr. Saunders and unanimously carried, the Board voted to go into Executive Session to discuss confidential business and proprietary matters.

RETURN TO REGULAR SESSION

On motion of Mr. Williams, duly seconded by Mr. Hart and unanimously carried, the Board returned to Regular Session. No vote was taken in Executive Session.

The following actions were taken in Regular Session on items discussed in Executive Session:

Consumer Finance Division

None.

Examining Division

On motion of Mr. Saunders duly seconded by Mr. Hart and unanimously carried, the Board approved the request of Congaree State Bank, West Columbia, for approval to pay a cash dividend..

On motion of Mr. Anderson duly seconded by Mr. Conley and unanimously carried, the Board authorized the Commissioner of Banking to execute administrative procedures.

Disclosures pursuant to §8-13-700:

Mr. Apple was duly excused from and did not participate in any votes, deliberations, or other actions which involved a potential conflict of interest.

The Board, through consensus, scheduled its next meeting for **June 6, 2012**.

There being no further business, the meeting was adjourned by acclamation.